

## **ISA 29th Session, Part II – Reading of the Draft Consolidated Text**

### Oral Statement by the Federal Republic of Germany

Delivered in July 2024

#### **Regulation 102 (old 96 bis) - Compliance Committee**

At the outset, Germany wishes to acknowledge Costa Rica, the African Group and the other delegations that initiated the idea of a Compliance Committee. Like them, we believe a standalone body under the Council would be imperative for compliance purposes. At the same time, we acknowledge that existing institutional structures (notably the LTC and Secretariat) should be utilized, wherever appropriate. Therefore, as extensively discussed in previous meetings, we proposed a draft text for an arrangement that functions as an intermediary between the Commission and the Council for the purposes of inspection, compliance and enforcement.

The proposal of a “mixed model” for the Compliance Committee, is reflected in DR 102. We recall that the proposal received broad support from the intersessional working group as well as in recent meetings of the Council. We express our appreciation for the very encouraging feedback at the March session and again today, and thank delegations for their support.

We would like to remind delegations that the mixed model would be an arrangement to function as an intermediary between the Commission and the Council for the purposes of inspection, compliance and enforcement. This arrangement would bring several benefits, including the possibility to conduct hearings in cases of non-compliance, as well as to ensure that compliance measures are driven by the Council and its member states, as per the Convention.

A separate intermediary body acting between the LTC and the Council can also deal with inspector reports and contractor annual reports submitted to, and reviewed by, the LTC where instances of potential non-compliance have been identified, as well as to deal with other complaints or circumstances relating to compliance. This allows the Council to take effective enforcement measures. It also avoids potential conflicts within the LTC, which

would have already carried out its functions. This mechanism also allows the Secretariat's CARMU division to provide support to the process.

For further details on the mixed model, we would like to remind delegations of the concept note (or non-paper) which is available on the ISA website under Part I of this 29th Session.

On that note, we thank Norway and all delegations for the intersessional work and the thematic discussion we had last March. Building on that, we look forward to further discussing and developing DR 102.